IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

THURSDAY, THE 19TH JULY 2007 / 28TH ASHADHA 1929

WP(C).No. 7602 of 2007(S)

PETITIONER:

K.D.SEBASTIAN, KUNNUMPURATH HOUSE,
KANJIRAPPALLY.

BY ADV. SRI.JOSE JOSEPH

RESPONDENTS:
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1. THE STATE OF KERALA, REP. BY THE
SECRETARY TO GOVERNMENT, HOUSING (B) DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE KERALA STATE HOUSING BOARD,
REP. BY ITS SECRETARY, THIRUVANANTHAPURAM.

R1 BY SPL. GOVERNMENT PLEADER SHRI C.T. RAVIKUMAR.
R2 BY ADV. POOVAPPALLY M.RAMACHANDRAN NAIR,SC.KSHB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L. DATTU, C.J. & K.T. SANKARAN, J.

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W.P.(C) No. 7602 OF 2007

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Dated this the 19th July, 2007

J U D G M E N T

H.L. Dattu, C.J.:

The writ petitioner is a public spirited citizen. He is interested in the affairs of the public. Therefore he is before us, seeking the following reliefs:

> *"i) Issue a writ of mandamus or any other appropriate writ or order directing the 1st respondent to accord necessary sanction and approval to the 2nd respondent to proceed with and complete the construction of the proposed Revenue Tower at Kanjirappally forthwith.*
>
> *ii) Issue a writ of mandamus or any other appropriate writ or order directing the 2nd respondent to commence the construction of the Revenue Tower at Kanjirappally without any delay.*
>
> *iii) Pass such other orders, directions or writs as may be prayed for and this Honourable Court may deem fit and proper in the facts and circumstances of the case."*

2. While entertaining the Writ Petition, we have called for the statement of objections from the respondents. Respondents No. 1 and 2 have filed detailed statement of objections, resisting the reliefs sought for by the petitioner in this Writ Petition. The sum and substance of the objections filed by the respondents would indicate that the construction of the Revenue Tower at Kanjirappally is not financially viable. In our opinion, these are all policy decisions, which are to be taken by the State Government and that these

policy decisions, in exercise of our powers under Article 226 of the Constitution of India, cannot be interfered with.

3. Therefore, placing on record the statement of objections filed by the respondents, this Writ Petition is disposed of, since the reliefs sought for by the petitioner cannot be granted by us.

Ordered accordingly.

H.L. DATTU,
CHIEF JUSTICE.

K.T. SANKARAN,
JUDGE.

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